

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
Plaintiff, ) Case No. CR08-135-RAJ  
v. )  
ROBERT JAMES PETERSON, ) DETENTION ORDER  
Defendant. )

**Offenses charged:**

Count 1: CONSPIRACY TO IMPORT MARIJUANA, in violation of 21 U.S.C. §§ 952(a) and 960(a)(1), 960(b)(2)(G) and 963

Count 2: CONSPIRACY TO DISTRIBUTE MARIJUANA, in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(B), and 846

Count 3: IMPORTATION OF MARIJUANA, in violation of 21 U.S.C. §§ 952(a), 960(2)(G) and 18 U.S.C. § 2

Date of Detention Hearing: May 29, 2009

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

## FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that

01 defendant is a flight risk and a danger to the community based on the nature of  
02 the pending charges. Application of the presumption is appropriate in this  
03 case.

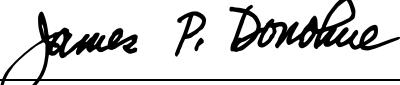
04 (2) Defendant is a Canadian citizen with no ties to this jurisdiction.  
05 (3) The strength of evidence is the least important factor when considering  
06 detention, but evidence is strong. Defendant is charged with importation of  
07 over 450 pounds of marijuana.  
08 (4) Canadian authorities identify defendant as a transporter for gang drug  
09 smuggling. There is evidence that suggests that he could have been doing the  
10 same thing when arrested. In addition, these connections provide strong  
11 incentive for non-appearance as required.  
12 (5) There are no conditions or combination of conditions other than detention that  
13 will reasonably ensure the appearance of the defendant.

14 IT IS THEREFORE ORDERED:

15 (1) Defendant shall be detained pending trial and committed to the custody of the  
16 Attorney General for confinement in a correctional facility separate, to the  
17 extent practicable, from persons awaiting or serving sentences or being held in  
18 custody pending appeal;  
19 (2) Defendant shall be afforded reasonable opportunity for private consultation  
20 with counsel;  
21 (3) On order of a court of the United States or on request of an attorney for the  
22 government, the person in charge of the corrections facility in which defendant  
23 is confined shall deliver the defendant to a United States Marshal for the  
24 purpose of an appearance in connection with a court proceeding; and

01 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United  
03 States Pretrial Services Officer.

04 DATED this 29th day of May, 2009.

05   
06 JAMES P. DONOHUE  
07 United States Magistrate Judge